

**RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)  
DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;  
and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: PLATELET CONCENTRATION SYRINGE KIT, the specification of which: (mark only one)

(b) was filed on July 7, 2000 as Application Serial No. 09/611,681 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

PRIOR FOREIGN PATENTS

<u>Number</u>	<u>Country</u>	<u>Month/Day/Year</u> <u>Filed</u>	<u>Date first laid-</u> <u>open or</u> <u>Published</u>	<u>Date</u> <u>patented or</u> <u>Granted</u>	<u>Priority Claimed</u>	
					<u>Yes</u>	<u>No</u>

NONE

I hereby claim the benefit under 35 U.S.C. § 120/365 of any United States application(s) listed below and PCT international applications listed above or below:

PRIOR U.S. OR PCT APPLICATIONS

<u>Application No. (series code/serial no.)</u>	<u>Month/Day/Year Filed</u>	<u>Status(pending, abandoned, patented)</u>
60/142,886	July 8, 1999	Abandoned

I hereby appoint:

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THOMAS E. ANDERSON, Reg. No. 37,063  
BENJAMIN J. BAI, Reg. No. 43,481  
MICHAEL J. BLANKSTEIN, Reg. No. 37,097  
MARY JO BOLDINGH, Reg. No. 34,713  
MARGARET A. BOULWARE, Reg. No. 28,708  
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THOMAS L. CANTRELL, Reg. No. 20,849  
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JOHN C. GATZ, Reg. No. 41,774  
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WILLIAM D. WIESE, Reg. No. 45,217

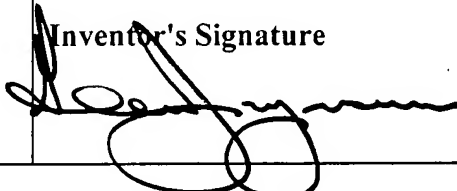
all of the firm of **JENKENS & GILCHRIST, a Professional Corporation**, 1445 Ross Avenue, Suite 3200, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.


Please address all correspondence and direct all telephone calls to:

Stephen G. Rudisill, Esq.  
Jenkins & Gilchrist, P.C.  
1445 Ross Avenue, Suite 3200  
Dallas, Texas 75202-2799  
312/744-0090  
312/755-4489 (fax)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAMED INVENTOR(S)

1	<b>Full Name</b> Glen E. Jorgensen	<b>Inventor's Signature</b> 	<b>Date</b> 12/7/00
	<b>Marlboro, Massachusetts U.S.A.</b>		
	<b>Residence</b> (city, state, country)		<b>Citizenship U.S.A.</b>
<b>38 Beverly Drive, Marlboro, Massachusetts 01752</b>			
<b>Post Office Address</b> (include zip code)			

2	<b>Full Name</b> Bruce Berckmans III	<b>Inventor's Signature</b> 	<b>Date</b> 11/4/00
	Palm Beach Gardens, Florida U.S.A. <b>Residence</b> (city, state, country)		
	2426 Country Oaks Lane, Palm Beach Gardens, Florida 33410 <b>Post Office Address</b> (include zip code)		

**ASSIGNMENT**

**FOR GOOD AND VALUABLE CONSIDERATION**, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned do hereby:

**SELL, ASSIGN AND TRANSFER** to Implant Innovations, Inc. (the "Assignee"), a corporation of Florida, having a place of business at 4555 Riverside Drive, Palm Beach Gardens, Florida 33410, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Application No. 60/142,886, which was filed on July 8, 1999, and is entitled "Platelet Concentration Syringe Kit," such application and all provisional, divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

**AUTHORIZE AND REQUEST** the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

**WARRANT AND COVENANT** that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

**COVENANT**, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all provisional, divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

**TO BE BINDING** on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Date: 5/23/99

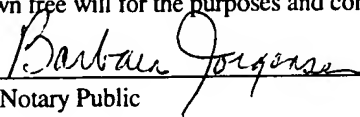
  
Glen E. Jorgensen

STATE OF )

) SS:

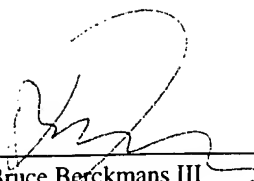
COUNTY OF )

**BEFORE ME**, the undersigned authority, on this 23 day of May 1999, personally appeared Glen E. Jorgensen, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

  
Notary Public

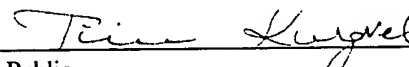
[seal]

Date: 9.9.99

  
\_\_\_\_\_  
Bruce Berckmans III

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF PALM BEACH )

**BEFORE ME**, the undersigned authority, on this 9<sup>th</sup> day of September 1999, personally appeared Bruce Berckmans III, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

  
\_\_\_\_\_  
Notary Public

[seal]

